

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF PENNSYLVANIA**

MARIA VASSALOTTI,  
Plaintiff

v.

WELLS FARGO BANK, N.A.,  
Defendant

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CIVIL ACTION

NO. 08-5574

**ORDER**

**AND NOW**, this 9<sup>th</sup> day of August 2010, it is **ORDERED** that Defendant's Motion to Dismiss (Doc. # 40) is **GRANTED** in part and **DENIED** in part. Defendant's Motion to Dismiss Count I of the Third Amended Complaint is **GRANTED**. Defendant's Motion to Dismiss Counts IV and V of the Third Amended Complaint is **DENIED**.

Anita B. Brody

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ANITA B. BRODY, J.

Copies **VIA ECF** on \_\_\_\_\_ to:

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